

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS
WORCESTER DIVISION

DONALD P. SPEAKMAN, STEPHEN H.	§	
WEDEL and MARK L. ROBARE,	§	
Individually and On Behalf of All Others	§	
Similarly Situated,	§	
	§	
Plaintiffs,	§	
	§	Civil Action No. 4:04-cv-40077-FDS
v.	§	
	§	
ALLMERICA FINANCIAL LIFE INS. &	§	
ANNUITY CO., FIRST ALLMERICA	§	
FINANCIAL LIFE INS. CO. and	§	
ALLMERICA FINANCIAL CORP.	§	
	§	
Defendants	§	

PLAINTIFFS' MOTION FOR LEAVE TO FILE
REPLY MEMORANDUM IN SUPPORT OF PLAINTIFFS'
MOTION TO COMPEL DISCOVERY

Now come Plaintiffs and move this Court for leave to file the attached Reply Memorandum in Support of Plaintiffs' Motion to Compel Discovery. In support thereof, Plaintiffs state that it is necessary to respond to the matter contained in the Defendants' Opposition to Plaintiffs' Motion to Compel Discovery to complete the record, and the Reply will therefore aid the court in its adjudication of the matter pending before it.

Dated November 14, 2005.

Respectfully submitted,

MOULTON & GANS, P.C.

By: /s/ Nancy Freeman Gans

Nancy Freeman Gans, BBO No. 184540
33 Broad Street, Suite 1100
Boston, Massachusetts 02109-4216
Telephone: (617) 369-7979
Facsimile: (617) 369-7980

Stephen L. Hubbard

Robert W. Biederman
BBO No. 562279
HUBBARD & BIEDERMAN, LLP
1717 Main Street, Suite 4700
Dallas, Texas 75201
Telephone: (214) 857-6000
Facsimile: (214) 857-6001

ATTORNEYS FOR PLAINTIFFS

LOCAL RULE 7.1(A)(2) CERTIFICATE

I, Nancy Freeman Gans, Esquire, Moulton & Gans, P.C., counsel for Plaintiffs, hereby certify that on November 14, 2005, David Grossman, Esquire, Hubbard & Biederman, LLP, spoke with Eric Levin, Esquire, Wilmer Cutler Pickering Hale and Dorr LLP, counsel for Defendants, by telephone, regarding the within Motion. Defendants oppose this motion.

/s/ Nancy Freeman Gans
Nancy Freeman Gans

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by facsimile and first class mail on this the 14th day of November, 2005, to the following attorneys for defendants:

Jonathan A. Shapiro, Esq.
**WILMER CUTLER PICKERING
HALE and DORR LLP**
60 State Street
Boston, MA 02109
(617) 526-5000 fax

Brian E. Whiteley, Esq.
C. Alex Hahn, Esq.
**SCIBELLI, WHITELEY and
STANGANELLI, LLP**
50 Federal Street, Fifth Floor
Boston, MA 02110
(617) 722-6003 fax

/s/ Nancy Freeman Gans
Nancy Freeman Gans